

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

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APOTEX, INC.,

Plaintiff,

v.

CEPHALON, INC., et al.,

Defendants.

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CIVIL ACTION

No. 2:06-cv-2768

**ORDER**

**AND NOW**, this 27th day of May, 2011, upon consideration of “Apotex Inc.’s Motion for Leave to Submit Supplemental Authority,” (doc. no. 460), it is hereby **ORDERED** that Apotex’s motion is **DENIED** as moot. The Court is aware of the recent Federal Circuit precedent.

**BY THE COURT:**

/s/ Mitchell S. Goldberg

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**Mitchell S. Goldberg, J.**